

E-Filed 11/3/11

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

MALCOLM L. LANDRY,

No. C 10-04707 RS

Plaintiff,

v.

**ORDER VACATING REFERRAL TO
MAGISTRATE JUDGE FOR
SETTLEMENT**

MIKE BERRY,

Defendant.

Defendant filed a notice of appeal from this Court's order denying the parties' cross motions for summary judgment. Consistent with the parties' joint request, this Court's prior order referring the case to a magistrate judge for settlement (Dkt. No. 60) is hereby vacated, pending the appeal.

IT IS SO ORDERED.

Dated: 11/3/11



RICHARD SEEBORG
UNITED STATES DISTRICT JUDGE